

1 **BEFORE THE PUBLIC DISCLOSURE COMMISSION**
2 **OF THE STATE OF WASHINGTON**

3 IN RE COMPLIANCE WITH
4 RCW 42.17

PDC CASE NO. 03-153

5 HENRY HOPKINS/ENVIRONMENTAL
6 MATERIALS TRANSPORT, LLC

ORDER OF REFERRAL
TO THE WASHINGTON STATE
ATTORNEY GENERAL'S
OFFICE

7 Respondent.

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9 **INTRODUCTION**

10 This matter came before the Washington State Public Disclosure Commission on March 25,
11 2003 at its meeting at the PDC offices in the Evergreen Plaza Building, Room 206, 711 Capitol
12 Way South, Olympia, Washington. Those present included Commission members Michael
13 Connelly, Chair, Susan Brady, Vice-chair, Lois Clement, Secretary, Francis Martin, and Earl
14 Tilly; PDC Executive Director Vicki Rippie; PDC Assistant Director Susan Harris; Senior
15 Assistant Attorney General Linda A. Dalton; Assistant Attorney General Nancy Krier; and,
16 attorney C. James Frush. Respondent Henry Hopkins/Environmental Materials Transport, LLC
17 (EMT) was provided advance written notice of the meeting through Respondent's legal counsel,
18 and advance notice of the meeting and this matter were posted on the PDC's website.
19 Respondent did not attend in person. Respondent's legal counsel Cyrus Vance, Jr., did not
20 attend. Respondent's co-counsel C. James Frush, although in attendance, did not address the
21 Commission.

22 Susan Harris, representing PDC Staff, presented the Commission with an oral summary of
23 the investigative findings and alleged apparent multiple violations of RCW 42.17.120 committed
24 by Respondents Henry Hopkins/Environmental Materials Transport, LLC (EMT). The
25 Commission also reviewed the written Report of Investigation regarding Respondents.

1 Following the oral presentation by Staff and consideration of the materials submitted by
2 Staff, and after deliberation, the Commission directed the following:

3
4 **ORDER OF REFERRAL**

5 By a unanimous vote, the Commission finds multiple apparent violations of RCW
6 42.17.120 by Respondents concealing the source of contributions of \$21,000 that was used to
7 benefit candidates in the 2001 Des Moines City Council elections. The Report of Investigation
8 stated that Respondents did not inform the candidates of the true source or amounts of the
9 contributions because Mr. Hopkins wanted to "keep a low profile."

10 Given the insufficiency of its penalty authority and in lieu of holding an enforcement
11 hearing, The Commission also unanimously refers the above referenced apparent violations to
12 the Washington State Attorney General's Office for appropriate action pursuant to RCW
13 42.17.360 and .395 and WAC 390-37-100.

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15 DATED THIS 4th day of April, 2003.

16 FOR THE COMMISSION:

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19 _____
VICKI RIPPIE, Executive Director

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21 *Copies to be provided to:*
22 Linda A. Dalton, Senior Assistant Attorney General
23 Counsel for Commission Staff
24 Nancy Krier, Assistant Attorney General
25 Counsel for Commission
26 Cyrus Vance, Jr.
Co-Counsel for Respondent
C. James Frush
Co-Counsel for Respondent